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 BOSTON SCIENTIFIC CORPORATION
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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN JOSE DIVISION
 11

12 DONALD MASTERS,

13 Plaintiff,
 v.

14 BOSTON SCIENTIFIC CORPORATION,
 15 BOSTON SCIENTIFIC CORPORATION 2000
 LONG TERM INCENTIVE PLAN and DOES 1-
 16 50,

17 Defendant.

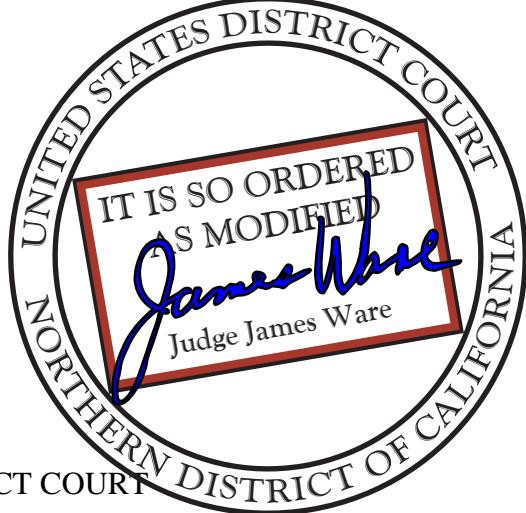
No. 5:07-cv-03792-JW

**ORDER REFERRING PARTIES TO
 JUDGE SEEBORG FOR EARLY
 SETTLEMENT CONFERENCE**

19 WHEREAS, on February 20, 2008 all counsel participated in the Court's
 20 Alternative Dispute Resolution Telephone Conference with Howard Herman regarding the
 21 parties' request to have a United States Magistrate Judge preside over an early Settlement
 22 Conference;

23 WHEREAS, Mr. Herman said he would recommend that arrangement, and that
 24 the parties should raise it with Judge Ware at the Case Management Conference, which was
 25 scheduled for February 26, 2008;

26 WHEREAS, on February 21, 2008 Judge Ware issued a Scheduling Order and
 27 vacated the case management conference; and



1 WHEREAS, the parties were unable to discuss their request to have a United
2 States Magistrate Judge preside over an early Settlement Conference with Judge Ware and make
3 suitable arrangements.

4 THEREFORE IT IS HEREBY STIPULATED AND AGREED by and between
5 all of the attorneys of record of the parties in this action that the parties, pursuant to the approval
6 of the Court, will have Magistrate Judge Richard Seeborg preside over their early settlement
7 conference at the convenience of the Court's calendar.

8 DATED: March 11, 2008 **9** Shopoff & Cavallo LLP

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11 By: _____ /s/
12 Gregory S. Cavallo
13 Attorneys for Plaintiff
14 DONALD MASTERS

15
16 By: _____ |s|
17 Thomas Kuhnle
18 Attorneys for Defendant
BOSTON SCIENTIFIC CORPORATION

*** ORDER ***

20 The parties shall contact Judge Seeborg Chambers within ten (10) days from the date of this
21 Order to schedule the early settlement conference.

Dated: March 17, 2008

Judge Ware
United States District Court Judge